

HUMAN SERVICES DEPARTMENT[441]

Adopted and Filed

Pursuant to the authority of 2009 Iowa Acts, House File 64, section 5, the Department of Human Services amends Chapter 58, “Emergency Assistance,” Iowa Administrative Code.

These amendments adopt a new division intended to implement the Iowa Unmet Needs Disaster Grant Program (IUNDGP). This program provides state assistance to address unmet disaster-related expenses that cannot be met by other financial assistance. The program provides for reimbursement for repair or replacement of personal property, home repair, mental health services, food assistance, child care, and temporary housing to households whose income is less than 300 percent of the federal poverty guidelines. The amount of assistance available to a household is capped at \$2,500.

The program is administered by the Department of Human Services in coordination with the Recovery Iowa Office and local Long-Term Recovery Committees established in affected areas. The Long-Term Recovery Committees receive applications from affected households, certify the households’ residence and unmet disaster-related expenses, and determine eligibility for assistance. Department staff issue payments and process any appeals.

These amendments were previously Adopted and Filed Emergency and were published in the Iowa Administrative Bulletin on March 11, 2009, as **ARC 7603B**. Notice of Intended Action on these amendments was published on the same date as **ARC 7604B** to solicit comments. The Department received no comments on the Notice of Intended Action.

However, 2009 Iowa Acts, Senate File 478, section 176, amended 2009 Iowa Acts, House File 64, section 4(6), to eliminate the 3 percent reimbursement to Long-Term Recovery Committees for administrative expenses. As a result, the Department has made the following changes to these amendments:

- Added “SF478” to the parenthetical implementation statute of rule 441—58.56(83GA,HF64).
- Rescinded and reserved subrule 58.56(2) pertaining to administrative fee payments.
- Removed the reference to administrative fee payments from paragraph 58.56(4)“a.”
- Added the phrase “and of the household’s appeal rights under 441—Chapter 7” to subparagraph 58.57(2)“b”(3) for clarification.
- Added a citation to the new legislation to the implementation sentence for Division IV.

These amendments do not provide for waivers in specified situations, since the changes benefit recipients in the programs affected or are set by statute. However, requests for the waiver of any rule may be submitted under the Department’s general rule on exceptions at 441—1.8(17A,217).

The Council on Human Services adopted these amendments on July 8, 2009.

These amendments are intended to implement 2009 Iowa Acts, House File 64, section 4, as amended by 2009 Iowa Acts, Senate File 478, section 176.

These amendments shall become effective September 2, 2009, at which time the Adopted and Filed Emergency amendments are rescinded.

EDITOR’S NOTE: Pursuant to recommendation of the Administrative Rules Review Committee published in the Iowa Administrative Bulletin, September 10, 1986, the text of these amendments [58.51 to 58.58] is being omitted. With the exception of the changes noted above, these amendments are identical to those published under Notice as **ARC 7604B** and Adopted and Filed Emergency as **ARC 7603B**, IAB 3/11/09.

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